

# M'ANENY SPURNS A \$5,000 RAISE

## Aldermanic Leader Asks Friends Not to Boost His Salary.

### MAY GET INCREASE, DESPITE PROTEST

# Pay of Board President Is Not Sufficient, Mitchel and Prendergast Say.

When assured that every effort was being made to increase the salary for the Presidency of the Board of Aldermen, which he is to assume on January 1, from \$5,000 to \$10,000 a year, Borough President McAneny last night asked that all steps to that end be stopped. He had taken the nomination well aware of the salary attached, he said, and he did not believe it proper to have the salary increased by two boards of which he was a member. He was willing to give his full time to the job at the present salary, he asserted.

Those who know that Mr. McAneny is far from being a man of means, will appreciate the sacrifice he is making.

He made the following statement regarding the matter:

"Mr. Mitchel and Mr. Prendergast informed me two or three days ago that they proposed to make some move, through the Board of Estimate and the Board of Aldermen, to provide an adequate salary for the President of the Board of Aldermen after January 1. I told them that, while appreciating the spirit that prompted them to make this suggestion, I should prefer that no action that would benefit me personally be taken by the two bodies of which I am now a member, and I still feel that way. I accepted the nomination for the Presidency of the Board of Aldermen well aware of the fact that the salary was such as it is, and I am quite willing to give my full time to it without any increase. I shall ask my associates not to press the resolution further."

Mayor-elect Mitchel took the action he did because he realized when he held the position how inadequate was the salary. He wrote to Mayor Kline, who sent a special message to the Board of Aldermen on which they acted yesterday afternoon. Although the offer is statutory, under the home rule bill it is held that the city authorities have the power of changing the salary, but not to apply to the incumbent at that time. For that reason the change in salary would have to be made prior to Mr. McAneny's taking office.

Under the required procedure the board yesterday unanimously passed a resolution asking the Board of Estimate to increase the salary of the President of the Board of Aldermen. The Board of Estimate was ready to act on the request to-morrow, then the matter would have been returned to the Board of Aldermen and they would have ratified the action of the upper board.

In view of the attitude taken by Mr. McAneny it is not known what the Board of Estimate will do to-morrow.

# SEES NO HEART BALM NEED

# Vanderbilt Manager Wants Girl's Suit Dropped by Court.

Justice Gavegan reserved decision yesterday on the application of Charles H. Wilson, manager of the stables of Alfred G. Vanderbilt, to dismiss the suit for \$50,000 breach of promise brought by Miss Florence Rosser Schenck. Miss Schenck has been seriously ill for several days.

Counsel for Mr. Wilson asked the court for judgment on the pleadings in the suit. For Miss Schenck, it was said, that she would go ahead with the case as soon as she was well again.

Mr. Wilson's lawyer argued that the case should never be permitted to go to trial, as the complaint was ambiguous and that in it the plaintiff admitted that she knew when she went to Europe with Mr. Wilson that he was a married man. She asserted that he promised to marry her as soon as his first wife obtained a divorce. The first Mrs. Wilson did get her divorce and Wilson married Miss Jane Dehanty.

# POOR AIDED BY HIS WILL

# Francis Higgins Made Bequests to Many Institutions.

These institutions receive \$5,000 each under the will of Francis Higgins, filed in the Surrogate's Court yesterday. St. Vincent's Hospital, Society of St. Vincent de Paul, Roman Catholic Orphan Asylum, Little Sisters of the Poor, Gabriel's Sanatorium, Seton Hospital and Society of Relief for Incurable Cancer.

Higgins, who died November 15, left to Angela Ryan and Josephine O'Brien, his godchild, a daughter of Morgan J. O'Brien, receives \$20,000 in the will.

The residue of the estate is left to the Rev. Joseph Higgins, his brother, who lives in Victoria, Australia.

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# WOO MUSE; NO PAY ENSUES; THEN, IN HEAT, SAY A CHEAT

Versifiers, Fair and Bold, Say Mr. Kellogg Left Them  
Cold—Wrote Their Heart Throbs (There's the  
Rub!)—Compensation? Ask Judge Grubb.

The first song will be "The Ocean Sealed the Tie That Bound Them in Twain." Words by T. C. Willis, music by Robert J. Kellogg, of No. 1431 Broadway. Heavens to professor!

I wooed a beautiful maiden, that gave her heart to me,  
And promised to be my bride when she returned from the sea.  
I bid farewell to my darling while pressing her close to my heart,  
But when she sailed I never dreamed we'd then forever part.  
But 'twas fate's relentless decree,  
Though the ocean reared under the tie that bound us twain,  
I'll never love another girl, I could never love again.

Her spirit lingers near me, to comfort, console and bless,  
I hear her whisper words of love in every seagull from the sea;  
I hear her in my dreams repeat her vows of love to me.

Now that you and the rest of the audience are back in your seats, the performance will proceed. The show is being given at matinees this week in the United States District Court, Judge Grubb presiding. Kellogg is charged with using the mails to defraud, it being alleged that in advertisements he promised to publish and pay royalties on song poems on receipt of from \$14 to \$21 from each singer.

Here is another masterpiece, by Edward Riley, of Newport, N. J., entitled, "I Loved Her Then, I Love Her Still." First:

When I was six and twenty,  
And a girl was just the same,  
I said her hand in mine and said:  
"Why don't you change your name?"

She looked me in the eye and said:  
"You make me blush with shame,  
But when you asked me to,  
So I am not to blame."

On receiving that dapper little thing Kellogg wrote to Riley:

"Poet is of exceptional merit. Your manuscript is hard to read, but when you

# MRS. BLAKE TO WIN SUIT

# Referee Said to Favor Most of Her Points Against Surgeon.

Mrs. Joseph A. Blake, who sued her husband for separation, maintenance and for the payment of debts contracted after they separated, will win, it is said, an almost complete victory by the decision of Wilbur Larremore, the referee, in whose hands the matter was placed by Justice Seabury.

According to attorneys connected with the case, Mrs. Blake will retain possession of Frank, her youngest son, until his majority; and she will be awarded a sum sufficient to support herself and the child, who is now thirteen years old.

While the substance of the referee's decision is doubtless known to counsel on both sides—Russell H. Landale and Cornelius J. Sullivan—it has not been made public, and will not be until the court has approved or rejected it. The matter is regarded as settled, however, unless Dr. Blake should appeal, but this is not expected.

# TAX APPRAISER BUMPED

# Surrogate Says He Should Be Impartial in All Cases.

Surrogate Fowler commented in a decision yesterday on the statement that the transfer tax appraiser always acts as a representative of the State. "Controller of the State," he said, "is a disinterested arbiter of the matters before him. The Surrogate said: 'This, if true, is a violation of the obligation of the appraiser. An appraiser should decide with entire impartiality the questions arising before him, whether of law or of fact, or mixed questions of law and fact. The State Controller is only one of the parties to the proceeding before the appraiser, and is entitled to no more consideration than the representatives of the estate.'"

Surrogate Fowler wrote this decision in the matter of the estate of Cora F. Barnes, in which he appointed Charles F. Brown to decide whether Mrs. Barnes was the owner of 250 shares of stock of the Centaur Company. "The Farmers Loan and Trust Company, as executor of the Barnes will, objected to the tax placed on the shares, declaring that they did not belong to Mrs. Barnes at the time of her death."

# BATTLE IN HUGHES CASE

# Lawyers Have Verbal Row Over Tangier Manor Suit.

The suit of James Longworth, of Middletown, Conn., against Senator William Hughes, of New Jersey, which was on trial in the Supreme Court yesterday, produced another verbal combat between the opposing counsel. Otto A. Gillig represented Mr. Longworth, and Hugh Gordon Miller was for Senator Hughes. The day before the two attorneys almost came to blows in the corridor of the courthouse.

Mr. Longworth is suing Senator Hughes over \$100,000 worth of bonds of the Tangier Manor Corporation. Mr. Gillig complained because Frederick J. Quimby, an officer of the company, was not in court as a witness, although the attorney said, he had been served on Saturday. Mr. Miller then interrupted with a remark about a "fraudulent service." A wordy combat between the two attorneys ensued.

Justice Greenbaum interrupted the argument to ask what the case was all about. The circumstances were told to the justice, who decided that Quimby had been served.

# CHOIR SCHOOL DEDICATED

# Bishop Greer Officials at New Cathedral Institution.

At a reception given by the choir committee yesterday afternoon Bishop Greer dedicated the new Cathedral choir school on Washington Heights. Until this fall the old synod hall was used, and the school took day pupils only, but the new building, which cost \$200,000, the gift of Mrs. J. Jarrett Elodgett, is completely equipped to take entire care of the boys. Dean Grosvenor, who assisted Bishop Greer at the dedication, announced that there was \$25,000 with which to start an endowment fund.

The school is under the direction of I. M. Beard, and gives a preparatory academic training, as well as musical training, to twenty boarders and as many day pupils. Miles Farrow, chorister at the Cathedral, said the choristers had shown marked improvement in their singing since the opening of the new school in September. They are taught to read and pronounce and obey, three things essential, he said, for a good choir.

# NO GRAND JURY AID IN M'CANN SEARCH

District Attorney Cropsey  
Rebuffs Sleuths and  
Denies Request.

# CRIME EVIDENCE LACKING, HE SAYS

Police Feel Truth Withheld by  
Interested Persons—Faurot  
Visited by Student.

Baffled in the search for the missing Miss Jessie E. McCann, of No. 433 East 21st street, Flatbush, Captain Coughlin called on District Attorney James A. Cropsey, of Brooklyn, yesterday, and requested him to bring the matter to the attention of the grand jury. The captain and Detectives Briarton and State, who have been working on the case, are convinced that those most concerned in the affair have not told all they know.

It was in the hope of getting the true version from certain persons by bringing them before the grand jury that the request was made.

District Attorney Cropsey flatly refused to take up the case as it stands at present. He said last night:

"I asked Captain Coughlin if there was any evidence of a crime having been committed and he said no. Since such is the report of the captain in immediate charge of the search which has been made there will be no action taken by the grand jury."

"The captain did say that he felt that the persons who are interested in the case, to whom his men spoke, did not tell the truth. We only have the word of the police, however, as to this."

When asked if this was an imputation that the police have not been working on the case as hard as they might, in his opinion, he said:

"No, I don't mean the police were not as active as they might be, but I do not think that it is up to the grand jury to do detective work."

On being told that Robert G. McCann, father of the missing girl, would welcome an investigation, Mr. Cropsey said:

"There hasn't been, nor will there be, an investigation of the case, as it now stands, by my office."

Mrs. James Whitlock, mother of Blanch Whitlock, a friend of the missing girl, was a caller at the McCann home yesterday afternoon. It is understood that the visit was made to talk over the private search which is being made independently by many of Miss McCann's friends.

Harold D. Menken, the Columbia student, whose name has figured in the McCann case, called on Police Inspector Faurot yesterday afternoon at Police Headquarters. He departed after being with the inspector for half an hour. The following statement was issued by young Menken:

"On August 17, 1913, I went to Good Ground, Long Island, to spend a couple of weeks of my vacation with my father and three other friends. We stayed at the Hotel Arlington."

"About the middle of the succeeding week we were introduced to Miss Jessie McCann, who arrived at the hotel at that time. Upon several occasions she was invited to join our party on my father's sailboat when sailing from the hotel to the boating station."

"I never took Jessie McCann out alone. When I was with her we were always in company with two or more persons."

"I never took Jessie McCann to any ice cream parlor, and on the last evening of our stay at Good Ground she was invited to accompany our party to the Shinnecock Inn. We sailed over to the inn, and while there there was no drinking whatsoever. Upon returning home in the sailboat the party was delayed, owing to it being calm, and for that reason did not reach the hotel until early next morning. Early that morning we left Good Ground."

"Since that morning I have never seen Miss Jessie McCann, nor have I heard from her. I did address a letter to her, asking permission to call, but I never received a word in reply from her."

Inspector Faurot explained that Menken's visit to Headquarters was of his own volition.

A protest was made yesterday by Harold Rich against some of the stories concerning his connection with the case. He denied that he and a girl friend of Miss McCann had made a statement to the effect that Miss McCann told them that she had visited the Shinnecock Casino on the night of August 29 in company with four men, and did not return home until 4 o'clock in the morning.

# ARSON PLOT ALLEGED

# Jersey to Surrender Prisoner to Brooklyn for Trial.

Emmanuel H. Gold, who is accused of luring Henry C. Cliff to an isolated spot in Jersey City with the intention, it is alleged, of killing him for the dual purpose of silencing him about incendiary fires and cheating him out of his share of the money extorted from insurance companies, is to be surrendered with Cliff to the Brooklyn authorities for trial on arson charges before Jersey justice demands its penalty. Gold pleaded nolo to assaulting Cliff before Judge Tennant in the County Court yesterday, but the court suspended sentence to await the action of the Brooklyn courts.

The two men were found in a badly battered condition in Jersey City late one night several weeks ago. Their wounds had been made by a sledge hammer. Each charged the other with being the aggressor, and both were held on counter charges. Cliff later confessed that he had been employed by Gold to set fire to several places in Brooklyn, in which both belonged, to defraud the insurance companies. He enumerated the places and dates.

Cliff also said that Gold had induced him to go to the secluded spot in Jersey City, ostensibly to pay him for starting the fires, with the intention of killing him with the hammer.

# HAWLEY ESTATE GROWS

# Has Increased \$589,554 in Hands of Administrators.

Surrogate Fowler signed a decree yesterday judicially settling the accounting of the administrators of the estate of Edwin Hawley, the railroad man.

Mr. Hawley left no will, and Walter S. Crandall, a nephew; William P. Hawley, a brother, and Frank H. Davis were appointed as administrators. Their accounting from February 9, 1912, when they were appointed, to June 3, 1913, showed that they received property belonging to the estate of a value of \$9,131,391.

By an arrangement among the heirs-at-law the body of the estate has been held intact, the heirs accounting their proportionate share of the income from the invested property. This arrangement is to continue in force ten years.

Since the estate has come into the hands of the administrators it has increased in value \$589,554. Claims and debts paid amounted to \$2,781,576. The law firm of Stanchfield & Levy, attorneys for the administrators, received \$300,000 for services rendered and to be rendered, and an additional \$100,000 for disbursements.

# VOTE KILLS HERBST CODE

# Building Report Sent Back to Committee by Aldermen.

The proposed Herbst building code, upon which the present Board of Aldermen has been at work for more than a year, died yesterday. On motion of Alderman Dowling, the report was referred back to the committee by a vote of 25 to 32. The present board goes out of existence December 31, and there is no chance that the report can be revised and presented again in time for passage.

The board yesterday passed the proposed ordinance providing that no vehicles should use Nassau street between the hours of 12 noon and 2 p. m. The idea is to keep the narrow street for pedestrians during the luncheon hour. It is understood that Mayor Kline will sign the ordinance.

# LEAVES MUCH TO CHARITY

# S. H. Spingarn's Will Also Gives \$50,000 to Widow.

The will of Samuel H. Spingarn, who died November 27, which was filed yesterday, leaves the following public bequests: United Hebrew Charities, \$10,000; Mount Sinai Hospital, \$10,000; Hebrew Orphan Asylum, \$10,000; Montefiore Home, \$5,000; Home for Aged and Infirm Hebrews, \$2,500; Hebrew Sheltering Guardian Society, \$1,500; St. John's Guild, \$500; Presbyterian Hospital, \$500; Hebrew Infant Asylum, \$1,000; Salem Fields Perpetual Improvement Fund of the Temple Emanuel-El, \$500.

Mrs. Bertha Spingarn, the widow, gets \$50,000 and the contents and use of the family home, No. 1212 Madison avenue. Four nephews receive \$50,000 each and one-fourth each of the residue. Two other nephews get \$10,000 and \$5,000, respectively, and a niece will have the life income from a \$15,000 annuity.

# MORTON REGAINS RIGHTS

President's Pardon Enables  
Him to Resume Practice.

Washington, Dec. 16.—Dr. William J. Morton, who served a term in the Atlanta penitentiary with Julian Hawthorne for complicity in mining stock selling frauds, has been pardoned by President Wilson, to restore his civil rights, as of December 10.

Dr. Morton's pardon was asked by many citizens of New York and several prominent physicians, who pointed out that under the state laws there he would be debarred from earning his living in the profession of medicine unless his civil rights were restored. President Wilson's action was taken on those grounds, officials here explained, and no such action was taken as to Hawthorne because the necessity was not acute.

Dr. Morton lives at No. 224 Riverside Drive. When a Tribune reporter called on him last evening he was in a very happy mood.

"I am deeply grateful to President Wilson," he said, "but I am sure that he believes in my innocence, otherwise he would not have restored my rights."

"I first heard the good news at 11 o'clock this morning, when Joseph H. Choate, my attorney, called me up."

"You cannot realize what this means to me. I could not resume practice with a stigma on my name. I could not have received patients unless this action had been taken by the President. I shall go back to my work on Thursday."

"It is a wonderful feeling that surges through me as I look out upon the Hudson. What a change from my cell in the Atlanta penitentiary!"

# WORLD HIS ONLY DEBTOR

# "It Owes Me a Living," Real Estate Man Tells Court.

The Appellate Term of the Supreme Court sustained yesterday the fine of \$109 inflicted by Justice Lynch, of the City Court, on Max Hart, a real estate operator, of No. 115 Nassau street, for contempt of court in failing to sign his testimony given in supplementary examination on a judgment for \$1,235 obtained against him and which Hart failed to pay. Hart had been examined some forty or fifty times in supplementary proceedings, according to his own statement.

With the decision of the Appellate Term there was filed in the Supreme Court the testimony given by Hart in the examination in which it is shown that his concern had dealings with the First National Bank of Bayonne, N. J. Hart's dealings with the bank are said to have had something to do with the closing of the institution and the rejection of about \$80,000 worth of notes and other commercial paper.

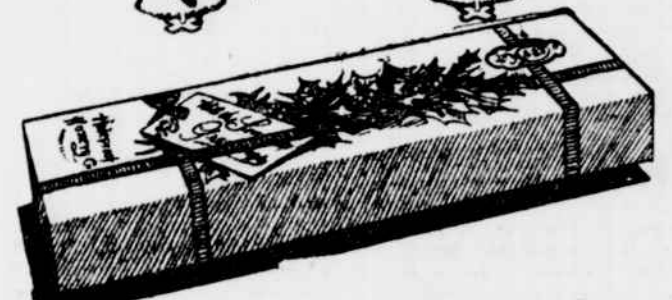
Hart said he was president of M. M. Hart, Inc., but did not know whether the corporation owned any real estate, nor had he taken sufficient interest to learn who the stockholders were.

In answer to other questions, Hart asserted he had three bank accounts in his name, but the deposits in each were trifling. He lived with his wife and sons, and paid his wife as board all he earned—about \$1,500. Asked if any one owed him anything, Hart replied: "The world owes me a living. That is all I want." The defendant said his corporation had a account with the First National Bank of Bayonne.

Free Show by Firemen.

A free outdoor fire rescue drill by city firemen will be held this afternoon for the International Exposition of Safety and Sanitation at the Grand Central Palace. The drill will be held on the roof.

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